# EXHIBITA

### IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY, PENNSYLVANIA CIVIL ACTION - LAW

Thomas Ray

1870 Geryville Pike W

East Greenvil, PA 18041,

Plaintiff

2014 CV 463

National Recovery Agency, Inc.

2491 Paxton Street

Harrisburg, PA 17111

X,Y,Z Corporations

Defendant

Jury Trial Demanded

### NOTICE TO DEFEND

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice to you for any money claimed in the Complaint or for any other claim or relief requested by Plaintiff(s). You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

> MID-PENN LEGAL SERVICES 213-A N. Front St., Harrisburg, PA 17101-2240 (800) 326-9177

100 South Street, Harrisburg, PA 17101 • P.O. Box 186, Harrisburg, Pennsylvania 17018 800.932.0311 717-238-6715

### IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY, PENNSYLVANIA CIVIL ACTION - LAW

Thomas Ray

1870 Geryville Pike W

East Greenvil, PA 18041,

Plaintiff : 2014 CV 463

v.

National Recovery Agency, Inc.

2491 Paxton Street

Jury Trial Demanded

Harrisburg, PA 17111 and

X,Y,Z Corporations

Defendant

**COMPLAINT** 

2015 JAN -8 AH 8: 5

- This is an action for damages brought by an individual consumer for Defendant's
  violations of the Fair Debt Collection Practices Act, 15 U.S.C. 1692, et seq. (hereinafter
  "FDCPA").
- 2. All previous paragraphs of this complaint are incorporated by reference and made a part of this complaint.
- Plaintiff is Thomas Ray, an adult individual with a current address of 1870 Geryville Pike
   W, East Greenvil, PA 18041.
- Defendant is National Recovery Agency, Inc. with a principle place of business located at 2491 Paxton Street, Harrisburg, PA 17111.

### COUNT ONE: Violation of Fair Debt Collection Practices Act 15 USC 1692 et. seq.

- 5. The previous paragraphs of this complaint are incorporated by reference.
- 6. At all times mentioned in this Complaint, Plaintiff was a consumer debtor as defined by the Fair Debt Collections Practices Act (FDCPA), 15 USC 1692 et. Seq.
- 7. At all times mentioned in this Complaint Defendant was is a debt collector as defined by the FDCPA, 15 USC 1692 et. seq.
- 8. At all times mentioned in this Complaint. Defendant was attempting to collect on an alleged consumer debt against Plaintiff for an ambulance bill from Central Bucks
  Ambulance and Rescue Unit
- 9. Prior to the commencement of this action, Defendant(s) contacted Plaintiff by various written letters about said debt Central Bucks Ambulance and Rescue Unit. The letters indicated there was a principle amount due to Central Bucks Ambulance and Rescue Unit of \$1,318.39, plus \$329.60 in "cost," for a total alleged balance of \$329.60. See attached exhibits.
- 10. Plaintiff never agreed to pay Central Bucks Ambulance and Rescue Unit any costs associated with the collection of the account.

- 11. Any contract which Plaintiff might have had with Central Bucks Ambulance and Rescue
  Unit would have been under the theory of implied contract or quantum meruit only, and
  not for any costs associated with the collection of the account.
- 12. Plaintiff never agreed to pay Central Bucks Ambulance and Rescue Unit \$329.60 in "costs" under any circumstance.
- 13. Plaintiff was never legally responsible for \$329.60 in "costs," and did not owe the money.
- 14. Defendant(s) knew or should have known that Plaintiff did not legally owe \$329.60 in "costs."
- 15. Defendant(s) knew or should have known that Plaintiff never expressly agreed to pay \$329.60 in "costs."
- 16. By adding on unauthorized \$329.60 in "costs," Defendants committed a violation of 15

  USC 1692(f)(1) which prohibits the collection of any amount (including any interest, fee, charge, or expense incidental to the principal obligation) unless such amount is expressly authorized by the agreement creating the debt or permitted by law.
- 17. By claiming for \$329.60 in "costs," Defendants committed a violation of 15 USC 1692e(2)(A)which prohibits misrepresentation of the character and amount of the debt.

### LIABILITY

- 18. All previous paragraphs of this complaint are incorporated by reference and made a part of this complaint.
- 19. Defendant is liable for the acts committed by its agents under the doctrine of respondent superior because Defendant's agents were acting within the scope of their employment with Defendant.
- 20. In the alternative, Defendant is liable for the conduct of its agents / employees under the theory of joint and several liability because Defendant and its agents / employees were engaged in a joint venture and were acting jointly and in concert.
- 21. It is believed and averred that the named Defendant(s) were acting jointly and in concert.
- 22. In the alternative, it is believed and averred that the named Defendant(s) were acting in an agency relationship.

### DAMAGES

- 23. All previous paragraphs of this complaint are incorporated by reference.
- 24. Plaintiff believed and avers that Plaintiff is entitled to at least \$1.00 actual damages, including but not limited to phone, fax, stationary, postage, etc.
- 25. Plaintiff believed and avers that Plaintiff is entitled to \$1,000.00 statutory damages under the FDCPA 15 USC 1692k, or other amount determined by this Honorable Court.
- 26. Plaintiff was angered, distressed and disgusted about the aforementioned misconduct of Defendant. For purposes of a default judgment, Plaintiff believes and avers that such distress should have a dollar value of at least \$5,000.00.

### ATTORNEY FEES

27.	All previous paragraph	s of this complain	t are incorporated	by reference an	d made a part
	of this complaint.				

- 28. Plaintiff believes and avers that Plaintiff is entitled to reasonable attorney fees for prosecuting this action.
- 29. Plaintiff believes and avers that the reasonable rate for attorney fees for prosecuting this action is \$350.00 per hour, or other rate approved by this Honorable Court.
- 30. Plaintiff believes and avers that such attorney fees should amount to no less than\$2,100.00 enumerated below.
- a. Consultation with client and review of file. Assisting client to dispute account with Defendant and with CRAs on multiple occasions.
- b. Drafting, editing, review, filing and service of complaint and related documents
- c. Follow up with Defendant(s) and client 2

 $6 \times \$350 = \$2,100$ 

31. Plaintiff's attorney fees continue to accrue as the case move forward.

### OTHER RELIEF

- 32. All previous paragraphs of this complaint are incorporated by reference and made a part of this portion of the complaint.
- 33. Plaintiff seeks injunctive relief barring further unlawful collection activity.
- 34. Plaintiff seeks such other relief as this Honorable Court may deem just and proper.
- 35. Plaintiff seeks the filing fee for prosecuting this action.
- 36. Plaintiff seeks costs for prosecuting this action.
- 37. Plaintiff requests / demands a jury trial in this matter

Wherefore, plaintiff demands judgment against defendant in the amount of \$8,101.00 enumerated below.

\$1.00 more or less actual damages.

\$1,000.00 statutory damages for Count One FDCPA

\$2,100.00 attorney fees

\$5,000.00 emotional distress

\$8,101

Vicki Piontek, Esquire

Attorney for Plaintiff

951 Allentown Road

Lansdale, PA 19446

877-737-8617

Fax: 866-408-6735 palaw@justice.com

1-5-2015

Date

#### IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY, PENNSYLVANIA CIVIL ACTION-LAW

Thomas Ray

1870 Geryville Pike W

East Greenvil, PA 18041,

Plaintiff

2014 CV 463

V:

National Recovery Agency, Inc.

2491 Paxton Street

Harrisburg, PA 17111

and

X,Y,Z Corporations

Jury Trial Demanded

Defendant

### **VERIFICATION**

I, Thomas Ray, affirm that the statements contained in the attached amended complaint are true and correct to the best of my knowledge, understanding and belief.

Thomas Ray

Date

# **EXHIBITS**

### RECOVERY AGENC

2491 Paxton Street, Harrisburg PA 17111 Toll Pree: (800) 360-4319

Thomas Ray 1870 Geryville W East Greenville, PA 18041-2019

PIN #: 43643534 NRA ID: YCK780 TOTAL DUE: \$1,647.99

Dear Thomas Ray.

Your account has been forwarded to this office for collections.

THIS COMMUNICATION IS FROM A DEET COLLECTOR. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

Below is a listing of accounts included in the total amount due listed above:

ORIGINAL CREDITOR
CENTRAL BUCKS AMB & RESCUE SQ

ACCOUNT # 12-83030

06/30/12

AMOUNT INTEREST 1,318.39

COSTS 329.60

.00

**AMT OWED** 1647.99

Unless you notify this office within 30 days after resciving this notice that you dispute the validity of this debt or any portion thereof, this office will assume this debt is valid. If you notice this office in writing within 30 days from receiving this notice that you dispute the validity of this debt, or any portion thereof, this office will obtain verification of the debt or obtain a copy of a judgment and mail you a copy of such judgment or verification. If you receive of this office in writing within 30 days after receiving this notice, this office will provide you with the name and address of the original creditor, if different from the current creditor.

Unless you dispute this debt, your payment should be made directly to this office. Please choose one of the following methods of payment. Please note that a service charge of twenty dollars will be added to all checks returned to us by your bank as permitted by law.

NOTICE: SEE REVERSE SIDE FOR IMPORTANT NOTICES AND CONSUMER RIGHTS

### PAYMENT OPTIONS



Telephone Hours; Monday -- Thursday 8:00 A.M. to 8:30 P.M. Priday 8:00 A.M. to 5:00 P.M. Saturday 8:00 A.M. to 12:30 P.M. Eastern Standard Time (800) 360-4319

Send Mail To: NATIONAL RECOVERY AGENCY PO BOX 67015 HARRISBURG, PA 17106-7015

Via Internet: Pay online by credit card or check at www.mationalrecovery.com

Calls to or from NATIONAL RECOVERY AGENCY may be recorded or monitored.

6 To ensure proper credit to your account please detach bottom portion and return it with payment in the enclosed envelope. 8

PO Box 67015 Harrisburg, PA 17106-7015

Toll Free: (800) 380-4319 Statement Date: March 25, 2013

East Greenville, PA 18041-2019

NRAC/D18 201138049779 6379/0003190/0017 Որելիլիը[որդեմինիար][ի][երդիլերութիկերութերիկի Thomas Ray 1870 Geryville W

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Self-Addressed stamped envelops is required for contra receipts.

### Thomas Ray 1870 Geryville W East Greenville, PA 18041

National Recovery Agency 2491 Paxton Street Harrisburg, PA 17111

RE:

Alleged Creditor: Central Bucks Ambulance and Resque Sq.

Account Number 12-83030 Alleged Balance \$1,647.99

To Whom it May Concern:

I wish to dispute the above referenced account. I request validation of the alleged debt. I request verification of the alleged debt.

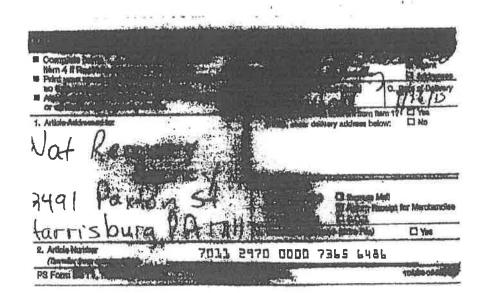
Please explain what the \$329.60 in "costs" refers to.

I request proof of the fair market value of the services rendered. How did the original alleged creditor compute the amount that they claim was owed.

Singerely,

Thomas Rav

Date



PO BOX 67013 HARRISBURG, PA 17106-7015

# NATIONAL RECOVERY AGENCY A PROFESSIONAL COLLECTION AGENCY (7)7) 540-5605 (800) 360-4319

04/29/13

IN RE: CENTRAL BUCKS AMB & RESCUE SQ	TOTAL AMOUNT DUT:: \$1.647 99
ACCTN: 12-83030	DATE OF SERVICE: 06:30:12

YCK780/0J2

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Thomas Ray

**NATIONAL RECOVERY AGENCY** 

1870 Geryville W

PO BOX 67015

East Orecnyllle, PA 18041-2019

11048

HARRISBURG, PA 17106-7015

Dear Thomas Ray,

Our offices are in receipt of your letter of dispute pursuant to 15 U.S.C. § 1681 s-2 of the Fair Credit Reporting Act.

Please be advised we have contacted our client who has confirmed the name and address listed on the account as well as the amount owed. Based on our investigation of your dispute, it is our position we have identified you as the correct consumer for this account.

In acknowledgement of your dispute, we have requested that consumer reporting agencies report the account as disputed Consumer reporting agencies may take up to 30 days or longer to update reports and this is beyond our control.

Listed below is a summary of the charges on the account and any applicable fees or interest. Should you have any questions regarding this account or if you wish to discuss payment arrangements, please feel free to contact us at the number listed above. We look forward to helping you resolve this matter.

Account # CENTRAL BUCKS AMB & RESCUE SQ 12-83030

Principal 1,318.39 Interest

All Costs Serv Date 06/30/12 329,60

Your payment should be made directly to this office for prompt credit to your account. A service charge of \$20.00 will be added to all charges returned to us by your bank as permitted by law. Should you desire a receipt, a self-addressed, stamped envelope is receipted. For jayment options please see reverse alde of this notice or visit our secure website at www.nationalrecovery.com. The purpose of this communication is to collect a debt and any information will be used for that purpose.

Sincerely,

NATIONAL RECOVERY AGENCY This communication is from a debt collector.

\*\*\* Please contact your account representative CHARLENE SARVER at extension 6748 regarding this account.

NRA/ALS-J2

NRA ID #: YCK780

Calls to or from National Recovery Agency may be monitored or recorded. PLEASE SEE REVERSE SIDE FOR IMPORTANT INFORMATION

.1 .

### NATIONAL RECOVERY AGENCY

FULL SERVICE COLLECTION AGENCY

PHYSICAL ADDRESS: 2491 Paxton Street Harrisburg, PA 17111

HOUSE OF OPERATION Saturday

P.O. Box 87015 Monday-Thursday 8:00AM-8:30PM (ESTENDEDUIG, PA 17106-7015 Friday 8:00AM-5:00PM (EST) (717) 540-5605 8:00AM-12:30PK (EST)

1647,99 06/30/12

(800) 380-4319

May 9, 2013

THOMAS RAY 1870 GERYVILLE PIRE W EAST CREENVIL, PA 18041

IN RE: CENTRAL BUCES AMB & RESCUE SQ

ACCT#:12-83030 -

1647.99 AMOUNT DUE:

ID NUMBER: YCK780

DEAR THOMAS RAY

ENCLOSED PLEASE FIND A COPY OF:

CENTRAL BUCKS AMB & REACU 12-82030

	THE PAYMENT HISTORY YOU REQUESTED. AFTER REVIEW, PLEASE REMIT
	THE BALANCE (S) BY RETURN MAIL.
	THE BREAKDOWN FOR THE BALANCE (S) OWED TO THE ABOVE REFERENCED
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_	THE ITEMIZED BILLES) YOU REQUESTED. AFTER REVIEW, PLEASE REMIT
	THE BALANCE(S) BY REPURN MAIL.
-	THIS REPRESENTS THE BALANCE(S) DUE, WEICH WAS NOT PAID BY YOUR
	INSURANCE. THIS IS YOUR RESPONSIBILITY AND MUST BE PAID TO
	THIS OFFICE IMMEDIATERY.
	THE BREAKDOWN OF THE MEOVE LISTED AMOUNT(S) DUE IS PRINCIPLE
	COLLECTION CHARGES INTEREST
	is a listims of Accounts included in the amount due:
Creditor	Account # Amt Owed ServDate

PLEASE NOTE THERE MAY BE SOME ADDITIONAL ACCOUNTS NOT REFLECTED ABOVE:

THE PURPOSE OF THIS COMMUNICATION IS TO COLLECT A DEET AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNI-CATION IS FROM A DEBT COKLECTOR. A SERVICE CHARGE OF \$20,00 WILL BE ADDED TO ALL CHECKS RETURNED TO US BY YOUR BANK AS PERMITTED BY LAW.

SINCERELY,

CHARLENE SARVER ACCOUNT REPRESENTATIVE N1

O BOX 53	VILLE, NY 13027		id Rescue i	<b>I</b> nit				<	Run Numb 12-8303	
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DETACH ALDNE LINE AND RETURN STUB WITH YOUR PAYLERT, THANK YOU.

Central Bucks Ambulance and Resoute Unit PO BOX 535
BALDWINSVILLE, NY 13027

### Thomas Ray 1870 Geryville Pike W East Greenville, PA 18041

National Recovery Agency 2491 Paxton Street Harrisburg, PA 17111

RE:

Alleged Creditor: Central Bucks Ambulance and Resque Sq.

Account Number 12-83030 Alleged Balance \$1,647.99

To Whom it May Concern:

I wish to dispute the above referenced account. I request validation of the alleged debt. I request verification of the alleged debt.

Please explain what the \$329.60 in "costs" refers to.

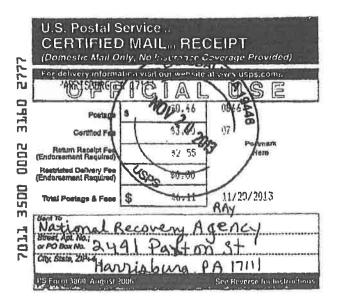
I request proof of the fair market value of the services rendered. How did the original alleged creditor compute the amount that they claim was owed.

Sincerely,

Thomas Ray

10/23/-2013 Date

4.1



### NA KAUK KARUPANAN KATURAN DA DA DA HARRISBURG, PA 17106-7015

### NATIONAL RECOVERY AGENCY A PROFESSIONAL COLLECTION AGENCY (717) 540-5605 (800) 360-4319

11/27/13

TOTAL AMOUNT DUE: \$1,647.99 IN RE: CENTRAL BUCKS AMB & RESCUE SQ DATE OF SERVICE: 06/30/12 ACCTN: 12-83030

YCK780/0J2

201150743742

0000125/0001

SEND TO:

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Thomas Ray

1870 Geryville W

PO BOX 67015

1 1

East Greenville, PA 18041-2019

4743

HARRISBURG, PA 17106-7015

NATIONAL RECOVERY AGENCY

Dear Thomas Ray,

Our offices are in receipt of your letter of dispute pursuant to 15 U.S.C. § 1681 s-2 of the Fair Credit Reporting Act. Please be advised we have contacted our client who has confirmed the name and address listed on the account as well as the amount owed. Based on our investigation of your dispute, it is our position we have identified you as the correct consumer for this account.

In acknowledgement of your dispute, we have requested that consumer reporting agencies report the account as disputed. Consumer reporting agencies may take up to 30 days or longer to update reports and this is beyond our control.

Listed below is a summary of the charges on the account and any applicable fees or interest. Should you have any questions regarding this account or if you wish to discuss payment arrangements, please feel free to contact us at the number listed above. We look forward to helping you resolve this matter.

Principal

Interest

All Costs

Serv Date

Account # CENTRAL BUCKS AMB & RESCUE SO 12-83030

329,60 1,318.39 .00

Your payment should be made directly to this office for prompt credit to your account. A service charge of \$20.00 will be added to all checks returned to us by your bank as permitted by law. Should you desire a receipt, a self-addressed, stamped envelope is required. For payment options please see reverse side of this notice or visit our secure website at <a href="https://www.nationalrecovery.com">www.nationalrecovery.com</a>. The purpose of this communication is to collect a debt and any information will be used for that purpose.

Sincerely,

NATIONAL RECOVERY AGENCY This communication is from a debt collector,

\*\*\*Please contact your account representative CHARLENE SARVER at extension 6748 regarding this account.

NRA/ALS-J2

NRA ID #: YCK780

Calls to or from National Recovery Agency may be monitored or recorded. PLEASE SEE REVERSE SIDE FOR IMPORTANT INFORMATION Thomas Ray 1870 Geryville Pike W East Greenville, PA 18041 (215) 966-2437

National Recovery Agency 2491 Paxton Street Harrisburg, PA 17111

By Certified U.S. Mail

RE:

Alleged Creditor: Central Bucks Ambulance and Rescue Sq.

Account Number 12-83030 Alleged Principal \$1,380.39 Alleged Collection Costs \$329.60 Alleged Total Balance \$1,647,99

To Whom it May Concern:

I wish to dispute the above referenced account.

Please explain what the \$329.60 in "costs" refers to. I never agreed to pay any collection costs to Central Bucks Ambulance and Rescue Sq. I never signed anything agreeing to pay collection costs for this account. You are not permitted to charge me collection costs which I never agreed to.

Also, I request proof of the fair market value of the services rendered. How did the original alleged creditor compute the amount that they claim was owed?

Sincerely,

homas Ray

11/18/2013 Date

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(Endorsement Required)
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SENDER: COMPLETE THIS SE	CTION	COMPLETE THIS SECTION ON DELIVERY				
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## NATIONAL RECOVERY AGENCY

Friday

Saturday

**FULL SERVICE COLLECTION AGENCY** 

PHYSICAL ADDRESS: 2491 Paxton Street Harrisburg, PA 17111 HOURS OF OPERATION

Monday-Thursday 8:00AM-8:30PM (ESTMarrisburg, PA 17106-7015 8:00AM-5:00PM (EST)

8:00AM-12:30PM (EST)

P.O. Box 67015 (717) 540-5605 (800) 360-4319

Jan 21, 2014

THOMAS RAY 1870 GERYVILLE PIKE W EAST GREENVIL, PA 18041

IN RE: CENTRAL BUCKS AMB & RESCUE SQ

ACCT#:

AMOUNT DUE:

1647.99

ID NUMBER:

DEAR THOMAS RAY

ENCLOSED PLEASE FIND A COPY OF:

THE PAYMENT HISTORY YOU REQUESTED. AFTER REVIEW, PLEASE REMIT THE BALANCE(S) BY RETURN MAIL. THE BREAKDOWN FOR THE BALANCE(S) OWED TO THE ABOVE REFERENCED CLIENT(S). AFTER REVIEW, PLEASE REMIT THE BALANCE(S) BY RETURN MAIL. THE ITEMIZED BILL(S) YOU REQUESTED. AFTER REVIEW, PLEASE REMIT THE BALANCE(S) BY RETURN MAIL. THIS REPRESENTS THE BALANCE(S) DUE, WHICH WAS NOT PAID BY YOUR INSURANCE. THIS IS YOUR RESPONSIBILITY AND MUST BE PAID TO THIS OFFICE IMMEDIATELY. THE BREAKDOWN OF THE ABOVE LISTED AMOUNT(S) DUE IS PRINCIPLE COLLECTION CHARGES INTEREST

BELOW IS A LISTING OF ACCOUNTS INCLUDED IN THE AMOUNT DUE: Creditor Account # Amt Owed ServDate CENTRAL BUCKS AMB & RESCU 1647.99 06/30/12

PLEASE NOTE THERE MAY BE SOME ADDITIONAL ACCOUNTS NOT REFLECTED ABOVE:

THE PURPOSE OF THIS COMMUNICATION IS TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. THIS COMMUNI-CATION IS FROM A DEBT COLLECTOR. A SERVICE CHARGE OF \$20.00 WILL BE ADDED TO ALL CHECKS RETURNED TO US BY YOUR BANK AS PERMITTED BY LAW.

SINCERELY,

CHARLENE SARVER ACCOUNT REPRESENTATIVE N1

	35 SVILLE, NY 13027 391184		Rescue Unit				<	_ F	Run Nur	nber:
MultiMed I	Billing Service	* Toli Fr	ree (800) 927-5845	* !	geal (31)	5) 635-1789		_		
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National Recovery Agency, Inc. Attention: Chief Corporate Officer 2491 Paxton Street Harrisburg, PA 17111